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11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13 SAN FRANCISCO DIVISION

14 UNITED STATES OF AMERICA, ) No. CR 05 00324 MMC  
15 )

15 Plaintiff, )

16 v. )

17 DENNIS CYRUS, JR., )

18 Defendant. )

**STIPULATION AND ~~PROPOSED~~  
ORDER VACATING AND  
RESETTING DATES**

Hearing: June 2, 2010  
Time: 2:30 pm  
Court: Honorable Maxine M. Chesney

19  
20 Currently, the parties are scheduled to appear before this Court on June 2, 2010 at  
21 2:30PM for a hearing on post-conviction discovery related matters, and sentencing is set  
22 for June 15, 2010 at 2:30PM. The parties are in talks to resolve most, if not all, of the  
23 discovery-related matters at this time, which may moot or substantially reduce the  
24 discovery-related issues to be presented to the Court. Additionally, the Presentence  
25 Report in this case has not yet been completed by U.S. Probation. Accordingly, the  
26 parties hereby respectfully stipulate and propose that the June 2, 2010 hearing date be  
27 vacated, and that the June 15, 2010 date be redesignated from a sentencing hearing to a  
28 hearing on the status of discovery related matters, at which time a new date for a

1 sentencing hearing can be set.

2  
3 IT IS SO STIPULATED:

4  
5 Date: June 1, 2010

JOSEPH P. RUSSONIELLO  
United States Attorney

6  
7 By: /s  
8 WILLIAM FRENTZEN  
9 ROBERT DAVID REES  
Assistant United States Attorneys

10  
11 Date: June 1, 2010

/s  
12 JAMES S. THOMSON, ESQ.  
13 JOHN T. PHILLIPSBORN, ESQ.  
Attorney for Defendant Donald Armour

14 IT IS SO ORDERED.

15  
16  
17 DATED: June 2, 2010

  
18 HON. MAXINE M. CHESNEY  
United States District Judge